IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:-

THE HONOURABLE THE CHIEF JUSTICE MR.H.L.DATTU
&
THE HONOURABLE MR. JUSTICE K.T.SANKARAN

TUESDAY, THE 31ST JULY 2007 / 9TH SRAVANA 1929

Cont.Case(C).No.534 of 2007(S)

(ARISING FROM THE JUDGEMENT IN W.P.(C).NO.18045/2005
DATED 19/10/2006)

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PETITIONER/PETITIONER IN WP(C):-

HARIDASAN, AGED 58 YEARS,
S/O.VELUKUTTY, KANDAPULLY HOUSE,
PO CHIRANELLUR, VIA KECHERY, THRISSUR DISTRICT.

BY ADV. SRI.P.CHANDRASEKHAR

RESPONDENT: 1ST RESPONDENT IN THE WP(C):-

SHRI T.P.SENKUMAR
(AGE AND FATHER'S NAME NOT KNOWN TO THE PETITIONER),
MANAGING DIRECTOR, KERALA STATE ROAD TRANSPORT CORPORATION,
THIRUVANANTHAPURAM.

BY STANDING COUNSEL SHRI.JOHNSON P.JOHN.

THIS CONTEMPT CASE (CIVIL) HAVING COME UP FOR ADMISSION ON 31/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:-

H.L.Dattu, C.J. & K.T.Sankaran, J.

Cont.Case (C).No.534 of 2007-S

Dated, this the 31st day of July, 2007

JUDGMENT

H.L.Dattu, C.J.

The petitioner in W.P.(C).No.18045 of 2005, disposed of on 19th October, 2006, is the complainant in this contempt petition. The assertion and allegation made in the complaint is that the respondent has not complied with the orders and directions issued by this Court in the aforesaid writ petition. Therefore, according to the complainant, there is deliberate and wilful disobedience of the orders and directions issued by this Court.

(2) While entertaining the contempt petition, this Court had issued notice to the respondent. The respondent has entered appearance through Sri.Johnson P.John.

(3) The learned counsel appearing for the respondent has filed a statement on behalf of the respondent in which it has been stated that being aggrieved by the orders passed by the learned Single Judge in the writ petition, W.A.No.1400 of 2007 has been filed along with an application for condonation of delay. It has further been stated that the appellate Court has issued notice on the application filed by the appellant to condone the delay.

(4) In view of the pendency of the appeal, in our opinion, for the present we need not have to entertain this contempt petition. Accordingly, the contempt petition is disposed of, with liberty to the petitioner-complainant to

approach this Court again, if need arises after the disposal of W.A.No.1400 of 2007 filed by the respondent.

Ordered accordingly.

H.L.Dattu
Chief Justice

K.T.Sankaran
Judge

vku/-